

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF NORTH CAROLINA
Civil Action No.: 1:17-cv-995

TRACY ADAMS, CARRIE ALBERS,)
NICOLE BARILLA, WALTER BEST, JR.,)
LASHONDA BUTLER, DAVID DUGAN,)
MICHAEL ELLISON, TRISTAN EVANS,)
ANITA FISHER, JUDITH FORDHAM,)
DANI GANNON, ROBERT AND)
SANDRA HEINITZ, TORROL HOLT,)
KENNETH KOEPPLINGER, LOIS KERR,)
PAMELA LAVENHOUSE, BRIDGET)
LEAK, CHARLES MCDONALD,)
DARRELL PEEBLES, SUSAN SAVAGE,)
BERNICE SCOTT, LUKHWINDER AND)
RATTANDEEP SIDHU, RHODA SMITH,)
MICHAEL SPEHR, WILLIAM)
VAUGHAN, KAY WENGER, AND)
PATRICIA WILLIAMS ON BEHALF OF)
THEMSELVES AND OTHERS)
SIMILARLY SITUATED,)

Plaintiffs,)

v.)

SETERUS, INC.,)

Defendants)

**UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION
SETTLEMENT, CERTIFYING CLASS FOR PURPOSES OF SETTLEMENT,
DIRECTING NOTICE TO THE CLASS, AND SCHEDULING FAIRNESS
HEARING**

Plaintiffs Tracy Adams, Carrie Albers, Nicole Barilla, Walter Best, Jr., Lashonda
Butler, David Dugan, Michael Ellison, Tristan Evans, Anita Fisher, Judith Fordham, Dani

Gannon, Robert and Sandra Heinitz, Torrol Holt, Kenneth Koepplinger, Lois Kerr, Pamela Lavenhouse, Bridget Leak, Charles McDonald, Darrell Peebles, Susan Savage, Bernice Scott, Lukhwinder and Rattandeep Sidhu, Rhoda Smith, Michael Spehr, William Vaughan, Kay Wenger, and Patricia Williams (collectively, “Plaintiffs”), on behalf of themselves and all others similarly situated, now move for an Order certifying the Classes, appointing Class Counsel, approving the content, form, and manner of notice proposed to be sent to all members of the Classes, and scheduling a fairness hearing. Plaintiff’s counsel have consulted with Defendants’ counsel regarding this motion, and Defendants do not oppose this Motion.

For the reasons described in Plaintiffs’ memorandum of law in support of this motion and the Declaration of Scott C. Harris attached hereto attached hereto as **Exhibit 1** as well as the Settlement Agreement with its attachments and exhibits attached hereto as **Exhibit 2**, Plaintiff respectfully requests that this Court grant the motion and enter the proposed Order on Preliminary Approval of Class Action Settlement,

1. Certifying the Final Letter Class for the purpose of the proposed class action settlement;
2. Appointing Class Counsel;
3. Approving the content, form, and manner of notice proposed to be sent to all members of the Settlement Class;
4. And scheduling a final fairness hearing.

Respectfully submitted this the 17th day of December, 2020.

WHITFIELD BRYSON LLP

/s/ Scott C. Harris

Scott C. Harris

N.C. Bar No.: 35328

Patrick M. Wallace

N.C. Bar No.: 48138

900 W. Morgan Street

Raleigh, North Carolina 27603

Telephone: (919) 600-5000

Facsimile: (919) 600-5035

scott@whitfieldbryson.com

pat@whitfieldbryson.com

MAGINNIS LAW, PLLC

Edward H. Maginnis

N.C. State Bar No. 39317

Karl S. Gwaltney

N.C. State Bar No. 45118

Asa C. Edwards IV

N.C. State Bar No.: 46000

4801 Glenwood Avenue, Suite 310

Raleigh, North Carolina 27612

Telephone: 919-526-0450

Fax: 919-882-8763

emaginnis@maginnislaw.com

kgwaltney@maginnislaw.com

aedwards@maginnislaw.com

Attorneys for Plaintiffs and the putative Classes

CERTIFICATE OF SERVICE

I hereby certify that on December 17, 2020 the foregoing was electronically filed with the Clerk of Courts via the CM/ECF System, which will send notification to all parties of record.

/s/ Scott C. Harris

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